74

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION No.1323 OF 2003

PETITIONER	Rashi Projects Pvt. Ltd. Registered under the Company Act, 1956, Registered Office, 2-A, Ganeshchandra Avenue, Second Floor, Room No. 4-A, CALCUTTA (W.B.) THROUGH Jitendra Agrawal, S/o Shri L.P. Agrawal, aged 35 years, Occupation-Director, Rashi Projects Pvt. Ltd. Kolkata, R/o 7-A, Ashoka Building, 111, Southern Avenue, Kolkata – 700029 (W.B.)
	Versus
RESPONDENT	Sagar Agricultural and properties Pvt. Ltd. Registered under Company Act, 1956, Office at I-18, Anupam Nagar, Raipur, Tahsil and District Raipur (C.G.)

Present : Shri Rajeev Shrivastava, learned counsel for the petitioner.
Shri Vishnu Koshta, learned counsel for the respondent.

ORAL ORDER
(Passed on 17th April, 2006)

The petitioner is the plaintiff. He has filed a suit for declaration and injunction. He moved an application before the learned trial Judge for temporary injunction restraining the defendants from alienating the suit schedule property. Learned trial Judge rejected the prayer and even the appellate Court confirmed that order. This Court while entertaining the writ petition directed that any alienation that may be made by the defendants shall be subject to the final result of this writ petition.

75

(2) Having heard learned counsel for the parties, I think that ends of justice would be met by directing that any alienation that may be made by the defendants shall be subject to the final result of the suit. Accordingly, I dispose of this writ petition directing that any alienation that may be made by the defendants during the pendency of the suit shall be subject to the final result of the suit. No costs.

Sd/-
Chief Justice

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